IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 9th day of October, 2006
Crl. Bail Application No. 864 of 2006

Order on the Bail Application:
CRIMINAL SIDE

Kalu Ram S/o Charan Singh
R/o Village Bhattipur,
P.S. Pathri, District Haridwar

…….. Applicant

Versus

State of Uttaranchal ..... Opposite Party

Arising out of Crime No. 168 of 2006
Under Sections: 376 of I.P.C.
Police Station: Laksar
District: Haridwar.

Hon'ble Prafulla C. Pant, J

Heard Mr. Mohd. Safdar, Advocate holding brief of Mr. Rajendra Singh, learned counsel for the applicant and Mr. Nandan Arya, learned A.G.A.

Applicant Kalu Ram, who is in jail in connection with crime No. 168 of 2006, relating to offence punishable under Section 376 of the I.P.C., P.S. Laksar, District Haridwar, has sought his release on bail.

Learned counsel for the applicant argues that the applicant is aged 66 years. It is also argued that the complainant Devendra Singh is facing trial before a Sessions court and to pressurize the applicant he has been implicated in this case. It is further argued that the age of mother of the complainant with whom rape is alleged to have been committed is over 50 years.

Without expressing any opinion as to the final merits of the case, considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant Kalu Ram be released on bail on his executing a personal bond and furnishing two sureties each of the like amount, to the satisfaction of the Magistrate concerned.

Dt. 09.10.2006 **(Prafulla C. Pant, J.)**
H.Negi